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15 IN THE UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 AMERICAN CIVIL RIGHTS FOUNDATION, | CASE NO. CV 07-6058 (JCS)  
18 a non-profit, public benefit corporation,

19 Plaintiff,

**PROOF OF SERVICE**

20 v.

21 CITY OF OAKLAND, CALIFORNIA, a  
political subdivision of the State of California,  
22 and the PORT OF OAKLAND, a public entity,

23 Defendants.  
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**PROOF OF SERVICE****FRCP RULE 5(b)**

I am employed in the City of San Francisco and County of San Francisco, California. I am over the age of 18 years and not a party to the within action. My business address is MEYERS, NAVE, RIBACK, SILVER & WILSON, 575 Market Street, Suite 2600, San Francisco, California 94105.

On December 7, 2007, I served the within:

**NOTICE OF MOTION AND MOTION TO DISMISS (FRCP 12(b)(6))**

**MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO DISMISS (FRCP 12(b)(6))**

**DEFENDANTS' REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS (FRCP 12(b)(6))**

**DEFENDANTS' NOTICE OF MANUAL FILING OF EXHIBITS 1 THROUGH 16 TO DEFENDANTS' REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS (FRCP 12(b)(6))**

**DECLARATION OF DANNY WAN IN SUPPORT OF REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS (FRCP 12(b)(6))**

**DECLARATION OF SARAH SCHLENK IN SUPPORT OF REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS**

**[PROPOSED] ORDER GRANTING DEFENDANTS' MOTION TO DISMISS (FRCP 12(b)(6))**

on the parties in this action by placing a true copy thereof in a sealed envelope, addressed as follows:


Sharon L. Brown, Esq.  
Alan W. Foutz  
Ralph W. Kasarda, Jr.  
Pacific Legal Foundation  
3900 Lennane Drive, Suite 200  
Sacramento, California 95834

Attorneys For Plaintiff,  
American Civil Rights Foundation  
Telephone: (916) 419-7111  
Facsimile: (916) 419-7747

1 X (BY OVERNIGHT MAIL) I caused each such envelope to be sent by Federal Express,  
2 delivery guaranteed by 5:00 pm the next business day, to the offices of each addressee  
3 above.

4 I declare under penalty of perjury under the laws of the State of California that the foregoing  
5 is true and correct.

6 EXECUTED at San Francisco, California, on December 7, 2007.

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10 Nancy Taylor  
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